

**King & Schickli, PLLC  
1111 Fox Chase Ct.  
Dayton, Ohio 45459-4938  
937-438-1709 (RLS) - 937-438-1830 (RCS)  
937-438-2124 (FAX)**

**---FACSIMILE TRANSMISSION---**

Name: Examiner P. Lee	
TO:	Company: Patent Office (A.U. 2747)
Fax No.:	703-308-6306
Phone No.:	
Name: Robert L. Showalter	
FROM:	Date: August 12, 2000
Our. Ref.:	TRD009PA
Trans. No.:	
# Pages (incl. cover): 7	

**REMARKS: EXPEDITED PROCEDURE**

Attached is an Amendment After Final for U.S. Serial No. 08/989,373.

**CONFIDENTIAL ATTORNEY CLIENT PRIVILEGED FACSIMILE COMMUNICATION**

The information contained in this facsimile message, and any and all accompanying documents, constitutes confidential information which is the property of King & Schickli, PLLC. If you are not the intended recipient of this information, any disclosure, copying, distribution, or taking of any action in reliance on this information, is strictly prohibited. If you have received this facsimile message in error, please notify us immediately to make arrangements for its return to us. Thank you.

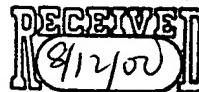
**Official**  
**RECEIVED**  
**8/12/02**

Serial No. 08/989,373 (CPA)  
Docket No. TRD 009 PA

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
Application of

Applicant(s) : Arturo J. Garcia and Arturo H. Garcia  
Serial No. : 08/989,373  
Filed : December 12, 1997  
Title : APPARATUS AND METHODS FOR  
ENHANCING ELECTRONIC  
AUDIO SIGNALS  
Docket : TRD 009 PA  
Examiner : Ping Lee  
Art Unit : 2747

#21/Reg for  
Reconsideration  
Official Mail  
8/18/00



CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being facsimile  
transmitted (703-308-6306) to the Assistant Commissioner for  
Patents, Washington, D.C. on August 12, 2000.

*Robert L. Showalter*

Attorney: Robert L. Showalter

Reg. No. 33,579

Box AF  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

RESPONSE TO FIRST OFFICE ACTION

This paper is being filed in response to the Office Action mailed July 7, 2000.

Reconsideration and reexamination are respectfully requested in light of the remarks below.

REMARKS

A final Action was issued in the above case on July 7, 2000. A Preliminary Amendment including amendments to claims 34 and 35 and new claims 36-47 was filed via facsimile on June 20, 2000. During a telephone conversation with Examiner Chang on July 12, 2000, she stated that the Action was most likely made final prematurely as the preliminary amendment was not considered. Accordingly, it is respectfully requested that the finality of the July 7<sup>th</sup> Action be withdrawn and that the preliminary amendment be considered.

In Office Action issued on July 7, 2000, claims 1-35 were rejected as allegedly being unpatentable under Section 103(a) over the combination of U.S. Patent No. 3,742,113 to Cohen or U.S. Patent No. 5,361,306 to Garcia in view of U.S. Patent No. 1,855,054 to Johnson. In asserting this two-way obviousness rejection, the Examiner states in pertinent part: